

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, January 31, 2011

Those Present: Mr. James E. McClellan, Chairman
Mr. Robert C. Snyder, Board Member
Mr. Charles R. Cline, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Ms. Kathy L. Vahle, Administrator
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV
Mrs. Ashley Sklarew, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:30 am by Chairman McClellan.

1. **Champion Billiards** – Ms. Vahle stated that Gary Allen requested to change one licensee because they had moved out of the county. It is past the January 10, 2011 deadline. The Board approved this request.
2. **Red Robin** – Ms. Vahle stated that this applicant requested an extension to their conditional approval of January 28, 2011 until June 30, 2011. The Board approved this request.
3. **American Legion/FSK** – This licensee will come in for a conference with the Board on February 7, 2011 to discuss the flexibility of hours and closing the blinds.
4. **Corking Bill** – Ms. Vahle stated that when a bill is submitted Frederick County receives a fiscal impact worksheet. They send it to all the various agencies that are involved with that particular bill. This bill, if passed, will allow Class B and Class C places to allow the public to bring their own bottles of wine. It does not state who is responsible for minors or intoxicated persons, it does not say where they are taking the bottle of wine to prepare for service, there are no limits to the number of bottles allowed in among other things. The Board was also concerned that it goes against the three-tier system of alcohol distribution in Maryland. Ms. Vahle would like to include on the fiscal impact that it will require at least one part time inspector to be able to enforce this law. Ms. Vahle will also send a letter to the Delegation explaining the Board's position on this bill.

5. Decision Required: New

RE: Jessica Spruill for the use of
ABC Sales, Inc.
t/a ABC Sales
882 W. Main St.
Emmitsburg, MD 21727
Class A, Off Sale, Beer Only

The Board held a hearing for a new license. Ms. Vahle swore in the applicants (See attached Sign In Sheet). The pending items are: Occupancy Permit, Fire Marshal, Liquor Inspector's Report and the Alcohol Awareness. The applicant was waiting to see if there was any protest against the license before spending anymore money. The Liquor Inspector stated she is not compliant.

MOTION ONE: Mr. Snyder made a motion for a conditional approval until February 28, 2011.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

6. Decision Required: New

RE: Jamie Delili for the use of Fat
Boys Bar & Grill, LLC
t/a Fat Boys Bar & Grill
10034 Hansonville Rd.
Frederick, MD 21702
Class B, On Sale, Beer, Wine & Liquor

The Board held a hearing for a new license. Ms. Vahle swore in the applicants (See attached Sign In Sheet). The pending items are: Final Zoning, Occupancy Permit, the Fire Marshal, the Health Department and Alcohol Awareness and Fingerprints and the Inspector's Report. The applicant stated that all inspections have

been done, but there are a few final inspections. The Liquor Inspector stated they are not compliant.

MOTION ONE: Mr. Cline made a motion for a conditional approval until February 28, 2011.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

7. Decision Required: Transfer/Upgrade

TRANSFER/UPGRADE FROM:

RE: Larry Allen Miller for the use
of New Buckeye Restaurant
Inc.
t/a Phillys Cheesesteak
Factory
5700 Urbana Pike
Frederick, MD 21704
Class B, On Sale, Beer Only

TRANSFER TO:

RE: Larry Allen Miller for the use
of New Buckeye Restaurant
Inc.
t/a Roast House Pub
5700 Urbana Pike
Frederick, MD 21704
Class B, One Sale, Beer, Wine & Liquor
Upgrade to Beer, Wine & Liquor

The Board held a hearing for a transfer/upgrade of a license. Ms. Vahle swore in the applicants (See attached Sign In Sheet). The pending items are: Final Zoning, Occupancy Permit, Fire Marshal, Health Department, Taxes, Alcohol Awareness, Fingerprints. Correct Sales Tax License. Mr. Belles stated he is still renovating and some of the inspections have been done. The Liquor

Inspector stated they are not compliant. Ms. Vahle asked that the Sales Tax Number be corrected immediately.

MOTION ONE: Mr. Snyder made a motion for a conditional approval until February 28, 2011 and if they are not open an extension until May 2, 2011.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

8. **Beer Licenses** – Mr. Cline asked about Class A, Beer Only licenses. Ms. Vahle stated there are several available in different areas. The new Census may create more openings, but we won't know that until it is final.

ADJOURN

The meeting was adjourned at 9:21 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees